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on June 21<sup>st</sup>, 2002

Date of Deposit  
John Murray

Name of applicant, assignee or  
Registered Representative

John Murray

Signature  
June 21<sup>st</sup>, 2002

Date of Signature

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JUN 28 2002

TECH CENTER 1600/2900

Case No. 8642/91

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary J. Nabel et al.

Serial No: 09/663,889

Examiner: P. Paras

Filed: September 18<sup>th</sup>, 2000

Group Art Unit: 1632

For: KITS FOR SITE-SPECIFICALLY  
TRANSFORMING CELLS IN VIVO

SEQUENCE COMPLIANCE

U.S. PATENT AND TRADEMARK OFFICE  
BOX SEQUENCE  
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ARLINGTON, VA 22202

Dear Sir:

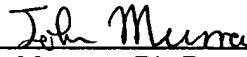
This reply is in response to the Office Action of May 21<sup>st</sup>, 2002, stating that the Applicant failed to comply with the requirements of 37 C.F.R. § 1.821 and 1.825 and requesting that a sequence listing be provided.

An initial paper copy and computer readable form (CRF) copy of the sequence listing are enclosed. The sequence listing information recorded in computer readable form is identical to the written sequence listing. Neither the written sequence listing or the CRF copy contain new matter.

If the Examiner feels that an interview would be helpful to resolve any remaining issues, he is respectfully requested to contact the undersigned attorney at (312) 321-4229.

Respectfully submitted,

Dated: June 21<sup>st</sup>, 2002 -

  
\_\_\_\_\_  
John Murray, Ph.D.  
Registration No. 44,251  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
Telephone: (312) 321-4200



1632

Box 8-9 H-9

7-2-02 P.2.

TRANSMITTAL LETTER			Case No. 8642/91
Serial No. 09/663,889	Filing Date Sept 18, 2000	Examiner Paras Jr, Peter	Group Art Unit 1632
Inventor(s) Nabel et al			
Title of Invention Kits for Site-Specifically Transforming Cells In Vivo			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Sequence listing, CRF of sequence listing, Notice to Comply, response to Notice to Comply, transmittal letter

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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Claims as Filed	Col. 1	Col. 2
For	No. Filed	No. Extra
Basic Fee		
Total Claims		
Indep. Claims		
Multiple Dependent Claims Present		

Late filing Declaration Surcharge

\*If the difference in col. 1 is less than zero, enter "0" in col. 2.

Small Entity	
Rate	Fee
	\$
x\$9=	\$
x\$42=	\$
+\$140=	\$
Total	\$

Other Than Small Entity	
Rate	Fee
	\$
x\$18=	\$
x\$84=	\$
+\$280=	\$
	\$
Total	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ Checks in the amount of \$ and \$ to cover the filing fee, surcharge and assignment fee are enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

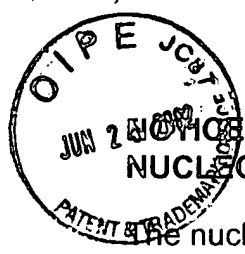
Respectfully submitted,

John Murray  
John Murray  
Registration No. 44,251  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

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Date: June 21<sup>st</sup>, 2002 Signature: John Murray



Application No.: 09/663,889

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: \_\_\_\_\_

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**JUN 28 2002**

**Applicant Must Provide:**

**TECH CENTER 1600/2900**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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